

Inasmuch as no objection is pending at this time, the stay is lifted.

SEP 22 2008

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JUDICIAL PANEL ON  
MULTIDISTRICT LITIGATION

08 MD 1945  
DOC #  
UNITED STATES JUDICIAL PANEL

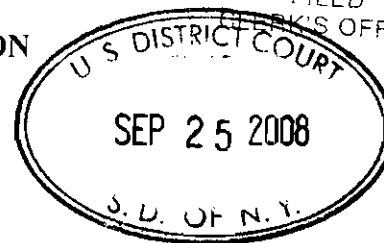
on

MULTIDISTRICT LITIGATION

JUDICIAL PANEL ON  
MULTIDISTRICT LITIGATION

SEP - 4 2008

FILED  
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**IN RE: STATE STREET BANK AND TRUST CO.  
FIXED INCOME FUNDS INVESTMENT  
LITIGATION**

Ning Yu v. State Street Corp., et al., )  
D. Massachusetts, C.A. No. 1:08-11108 )  
Phyllis Crain v. State Street Corp., et al., *vacated 9/24/08* )  
D. Massachusetts, C.A. No. 1:08-11261 )

MDL No. 1945

**CONDITIONAL TRANSFER ORDER (CTO-2)**

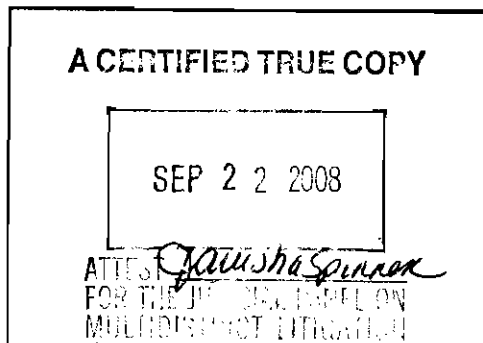
On June 16, 2008, the Panel transferred two civil actions to the United States District Court for the Southern District of New York for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. § 1407. *See* 560 F.Supp.2d 1388 (J.P.M.L. 2008). With the consent of that court, all such actions have been assigned to the Honorable Richard J. Holwell.

It appears that the actions on this conditional transfer order involve questions of fact that are common to the actions previously transferred to the Southern District of New York and assigned to Judge Holwell.

Pursuant to Rule 7.4 of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F.R.D. 425, 435-36 (2001), these actions are transferred under 28 U.S.C. § 1407 to the Southern District of New York for the reasons stated in the order of June 16, 2008, and, with the consent of that court, assigned to the Honorable Richard J. Holwell.

This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the Southern District of New York. The transmittal of this order to said Clerk shall be stayed 15 days from the entry thereof. If any party files a notice of opposition with the Clerk of the Panel within this 15-day period, the stay will be continued until further order of the Panel.

FOR THE PANEL:



*[Signature]*  
Jeffery N. Lüthi  
Clerk of the Panel